Writ Ptition no. 769(S/S) of 2003

Smt. Prem Lata Negi …… Petitioner

Versus

State of Uttaranchal and others---------- Respondents.

HON'BLE M.M. GHILDIYAL, J.

Heard Sri M.C.Pandey learned counsel for the petitioner, learned Standing Counsel and Sri H.M. Raturi learned counsel for respondent no. 2.

Vide order dated 30.6.2003 the petitioner who is a Head Mistress has been transferred form Primary School Mawakote, block Dogadda to Primary School al-dawa block Dogadda. The contention of the petitioner is that she is more than 55 years of age and according to the policy of transfer who has crossed 55 years of age should not have been transferred. Further the petitions is also suffering from asthma and diabetics. She has been transferred at a place which is two kilometers away from the motor road. The petitioner has yet not been relieve. I find no infirmity n the transfer order.

However, considering the fact that the petitioner is suffering from asthma and diabetics the petitioner has already made a representation before the authority concerned on 222.7.2003 the Basisc Shiksha Adhikari Pauri Garhwal shall take a decision on the representation of the petitioner annexure 3 to the writ petition within three weeks from the date of production of certified copy of this order. Till the representation is decided the petitioner shall not be relieved.

With these observation the writ petition is disposed of finally.

August 04,2003

MPS

(M.M. Ghildiyal, J.)